

MEETINGS TO DATE 25
NO. OF REGULARS 17
NO. OF SPECIALS 8

LANCASTER, NEW YORK
SEPTEMBER 8, 1992

A Regular Meeting of the Town Board of the Town of Lancaster, Erie County, New York, was held at the Town Hall at Lancaster, New York on the 8th day of September 1992 at 8:00 P.M. and there were

PRESENT: ROBERT H. GIZA, COUNCILMAN
DONALD E. KWAK, COUNCILMAN
PATRICK C. POKORSKI, COUNCILMAN
THOMAS H. VAN NORTWICK, COUNCILMAN
LUCIAN J. GRECO, SUPERVISOR

ABSENT: NONE

ALSO PRESENT: ROBERT P. THILL, TOWN CLERK
ROBERT H. LABENSKI, TOWN ENGINEER
JOSEPH F. REINA, TOWN ATTORNEY
ROBERT L. LANEY, BUILDING INSPECTOR
THOMAS E. FOWLER, CHIEF OF POLICE

TABLED RESOLUTIONS:

Greco/Pokorski Petition State Legislature - Home Rule Law Re: Town Assessor - NO ACTION. (Tabled 2/13/92)

PUBLIC HEARING SCHEDULED FOR 8:15 P.M.:

At 8:15 P.M., the Town Board held a Public Hearing to hear all interested persons upon proposed enactment of Local Law No. 4 of the Year 1992, also known as Chapter 34 of the Code of the Town of Lancaster, entitled "Regulation of Satellite Antennas".

Affidavits of Publication and Posting of a Notice of a Public Hearing were presented and ordered placed on file.

PROPOSERS

ADDRESS

Donald Symer

610 Columbia Avenue

25X1

32X1

OPPOSERS

ADDRESS

Richard Schaefer

20 Clark Street

Robert Emerich (a satellite antenna dealer) 5455 Transit Road

COMMENTS

QUESTIONS

None

None

ON MOTION BY COUNCILMAN GIZA, AND SECONDED BY COUNCILMAN KWAK AND CARRIED, by unanimous voice vote, the Public Hearing was closed at 8:45 P.M.

The Supervisor informed those present that the Town Board would reserve decision on this matter.

PUBLIC HEARING SCHEDULED FOR 8:45 P.M.:

At 8:45 P.M., the Town Board held a Public Hearing to hear all interested persons upon the proposed Local Law No. 5 of the Year 1992, entitled "A Local Law to Amend Local Law No. 1 of the Year 1984 - Fire Prevention and Building Code", further designated as Chapter 20 of the Code of the Town of Lancaster, by repealing the existing Section 20-4 in its entirety and enacting a new Section 20-4 in place thereof.

Affidavits of Publication and Posting of a Notice of a Public Hearing were presented and ordered placed on file.

PROPOSERS

ADDRESS

None

None

OPPOSERS

COMMENTS

None

None

QUESTIONS ONLY

ADDRESS

Gloria Kubicki

15 Maple Drive

ON MOTION BY COUNCILMAN GIZA, AND SECONDED BY COUNCILMAN KWAK AND CARRIED, by unanimous voice vote, the Public Hearing was closed at 8:50 P.M.

The Town Board, later in the meeting, adopted a resolution, hereinafter spread at length in these minutes, taking favorable action upon this matter.

32X1

PRESSENTATION OF PREFILED RESOLUTIONS BY COUNCILMEM:

THE FOLLOWING RESOLUTION WAS OFFERED
BY COUNCILMAN KWAK , WHO MOVED
ITS ADOPTION, SECONDED BY COUNCILMAN
VAN NORTWICK , TO WIT:

RESOLVED, that the minutes from the Regular Meeting of the Town
Board held on August 17, 1992, be and hereby are approved.

The question of the adoption of the foregoing resolution was duly
put to a vote on roll call which resulted as follows:

COUNCILMAN GIZA	VOTED YES
COUNCILMAN KWAK	VOTED YES
COUNCILMAN POKORSKI	VOTED YES
COUNCILMAN VAN NORTWICK	VOTED YES
SUPERVISOR GRECO	VOTED YES

September 8, 1992

File: R.MIN (P1)

32x1

THE FOLLOWING RESOLUTION WAS OFFERED
BY COUNCILMAN VAN NORTWICK, WHO MOVED
ITS ADOPTION, SECONDED BY COUNCILMAN
POKORSKI , TO WIT:

WHEREAS, the Twin District Volunteer Fire Company, Inc., by letters
dated August 17, 1992, has requested the addition of two members to the active
roster of said fire association,

NOW, THEREFORE, BE IT

RESOLVED, that the Town Board of the Town of Lancaster hereby
confirms the additions to the active roster of the Twin District Volunteer
Fire Company, Inc. of the following:

ADDITIONS

Kenneth J. Kozuch
4961 William Street
Lancaster, New York 14086

Daniel W. Wesolek
70 Irwinwood Road
Lancaster, New York 14086

The question of the adoption of the foregoing resolution was duly
put to a vote on roll call which resulted as follows:

COUNCILMAN GIZA	VOTED	YES
COUNCILMAN KWAK	VOTED	YES
COUNCILMAN POKORSKI	VOTED	YES
COUNCILMAN VAN NORTWICK	VOTED	YES
SUPERVISOR GRECO	VOTED	YES

September 8, 1992

File: R.FIRE (P3)

32x1

THE FOLLOWING RESOLUTION WAS OFFERED
BY SUPERVISOR GRECO, WHO MOVED
ITS ADOPTION, SECONDED BY COUNCILMAN
KWAK, TO WIT:

WHEREAS, it is necessary to designate a specific employee of the
Town of Lancaster to be the contact person of the municipality designated as
the Section 504 Coordinator in relation to the projects encompassed by the
Community Development Consortium,

NOW, THEREFORE, BE IT

RESOLVED, that TREANN FLANAGAN, an employee in the service of the
Supervisor of the Town of Lancaster, be and is hereby designated as the
official Section 504 Coordinator for the Town of Lancaster, and

BE IT FURTHER

RESOLVED, that TreAnn Flanagan, as Section 504 Coordinator, will
have the specific duties of assisting the municipality in complying with the
following acts:

Architectural Barrier Act of 1968
Section 504 of the Rehabilitation Act of 1973
Fair Housing Amendment Act of 1988
Americans with Disabilities Act (ADA)

and,

BE IT FURTHER

RESOLVED, that TreAnn Flanagan will undertake these additional
duties at no increase in compensation.

The question of the adoption of the foregoing resolution was duly
put to a vote on roll call which resulted as follows:

COUNCILMAN GIZA	VOTED YES
COUNCILMAN KWAK	VOTED YES
COUNCILMAN POKORSKI	VOTED YES
COUNCILMAN VAN NORTWICK	VOTED YES
SUPERVISOR GRECO	VOTED YES

September 8, 1992

File: R.BLANK (P2)

32X1

THE FOLLOWING RESOLUTION WAS OFFERED
BY SUPERVISOR GRECO, WHO MOVED
ITS ADOPTION, SECONDED BY COUNCILMAN
POKORSKI TO WIT:

WHEREAS, the New York State Division for Youth provides funds for youth development and enhancement of youth related facilities within local municipalities, and

WHEREAS, the sponsor of this resolution is desirous of applying to the New York State Division for Youth for assistance in the construction of a new Youth Center for the Town of Lancaster,

NOW, THEREFORE BE IT

RESOLVED, that LUCIAN J. GRECO, Supervisor of the Town of Lancaster, be and is hereby authorized to apply on behalf of the Town of Lancaster to the New York State Division for Youth for the necessary funds for the construction of a new Youth Center within the Town of Lancaster.

The question of the adoption of the foregoing resolution was duly put to a vote on roll call which resulted as follows:

COUNCILMAN GIZA	VOTED	YES
COUNCILMAN KWAK	VOTED	YES
COUNCILMAN POKORSKI	VOTED	YES
COUNCILMAN VAN NORTWICK	VOTED	YES
SUPERVISOR GRECO	VOTED	YES

September 8, 1992

File: R.BLANK

32x1

THE FOLLOWING RESOLUTION WAS OFFERED
BY COUNCILMAN VAN NORTWICK, WHO MOVED
ITS ADOPTION, SECONDED BY COUNCILMAN
KWAK , TO WIT:

WHEREAS, by letters dated June 9, 1992 and June 17, 1992, the Town
Justices have requested an increase in certain line items in their 1992
budget, and

WHEREAS, the Town Board deems the increases to be justified in light
of the reasons stated in the above-mentioned letters

NOW THEREFORE BE IT

RESOLVED that the following budget amendment to the 1992 Adopted
Budget of the Town of Lancaster be and is hereby approved:

GENERAL FUND

Acct No.	Account Name	Increase
<u>General Ledger Accounts</u>		
A599	Appropriated Fund Balance	\$8,870
A960	Budget Appropriations	8,870
<u>Subsidiary Ledger Accounts - Appropriations</u>		
A1110.100	Town Justice, Personal Services, Salaried Wages	5,870
A1110.401	Town Justice, Contractual Expenses, Office Supplies	3,000

The question of the adoption of the foregoing resolution was duly
put to a vote on roll call which resulted as follows:

COUNCILMAN GIZA	VOTED YES
COUNCILMAN KWAK	VOTED YES
COUNCILMAN POKORSKI	VOTED YES
COUNCILMAN VAN NORTWICK	VOTED YES
SUPERVISOR GRECO	VOTED YES

September 8, 1992

File: 090892BUDAMND

32X1

THE FOLLOWING RESOLUTION WAS OFFERED
BY SUPERVISOR GRECO, WHO MOVED
ITS ADOPTION, SECONDED BY COUNCILMAN
VAN NORTWICK, TO WIT:

WHEREAS, the Supervisor of the Town of Lancaster, by letter dated August 27, 1992, recommended the appointment of the following person to the position of Zoning Inspector, (temporary part-time) with the Building & Zoning Department of the Town of Lancaster,

NOW, THEREFORE, BE IT

RESOLVED, that EDWARD RUHMAN, 84 Elm Place, Lancaster, New York 14086 be and is hereby appointed to the position of Zoning Inspector (temporary part-time) for work within the Town of Lancaster Building & Zoning Department in their Inspection program, effective September 9, 1992, at an hourly rate of \$5.50 per hour, plus mileage and,

BE IT FURTHER,

RESOLVED that the appointment, made herein, is temporary and,

BE IT FURTHER

RESOLVED, that the Supervisor of the Town of Lancaster take the necessary action with the Personnel Officer of the County of Erie to accomplish the foregoing.

The question of the adoption of the foregoing resolution was duly put to a vote on roll call which resulted as follows:

COUNCILMAN GIZA	VOTED YES
COUNCILMAN KWAK	VOTED YES
COUNCILMAN POKORSKI	VOTED YES
COUNCILMAN VAN NORTWICK	VOTED YES
SUPERVISOR GRECO	VOTED YES

September 8, 1992

File: R.PERS.APPT (P9)

32X1

THE FOLLOWING RESOLUTION WAS OFFERED
BY COUNCILMAN VAN NORTWICK, WHO MOVED
ITS ADOPTION, SECONDED BY COUNCILMAN
POKORSKI, TO WIT:

WHEREAS, the developer has requested the Town Board of the Town of Lancaster to accept completed Public Improvements within Hillview Estates Subdivision, Phase II, within the Town of Lancaster, and

WHEREAS, the Town Engineer has inspected the improvements and has recommended the approval thereof,

NOW, THEREFORE, BE IT

RESOLVED, that the following completed Public Improvements within Hillview Estates Subdivision, Phase II, be and are hereby approved and accepted by the Town Board of the Town of Lancaster:

- P.I.P. No. 280 - Water Line
- P.I.P. No. 277 - Storm Sewers
- P.I.P. No. 281 - Pavement and Curbs

conditioned, however, upon the following:

1. Receipt and approval, within 45 days, by the Town Attorney of deeds, easements title report, title insurance and bill of sale to improvements for the property conveyed to the Town of Lancaster.
2. Receipt and approval, within 45 days, by the Town Clerk of maintenance bonds for each of the improvements accepted herein in the principal amount of 25% of the value of the improvements accepted.
3. Formal acceptance of the water improvements by the Erie County Water Authority and the Erie County Health Department, and

BE IT FURTHER

RESOLVED, that should the conditions enumerated herein not be met within the stated 45 day period, the Building Inspector be and is hereby authorized and directed to issue a stop work order on all building construction within this subdivision, or subdivision phase, as the case may be.

The question of the adoption of the foregoing resolution was duly put to a vote on roll call which resulted as follows:

COUNCILMAN GIZA	VOTED YES
COUNCILMAN KWAK	VOTED YES
COUNCILMAN POKORSKI	VOTED YES
COUNCILMAN VAN NORTWICK	VOTED YES
SUPERVISOR GRECO	VOTED YES

September 8, 1992
File: R.P.I.P. (P8)

32X1

PREFILED RESOLUTION NO. 8 - MEETING OF 9/8/92

Van Nortwick/_____ Accept P.I.P.s for Water Lines, Pavement and Curbs,
and Storm Sewers for Grafton Park Subdivision

At the request of Councilman Van Nortwick, this resolution was
withdrawn for further study.

File: R.WITHDRAWN

32X1

THE FOLLOWING RESOLUTION WAS OFFERED
BY COUNCILMAN GIZA , WHO MOVED
ITS ADOPTION, SECONDED BY COUNCILMAN
KWAK , TO WIT:

WHEREAS, the Lancaster Central School District has requested the Town of Lancaster Youth Bureau to continue to furnish a Coordinator, under a contract with the Town, for its Youth-at-Risk and Community Partnership Grant Program, and

WHEREAS, the School District will provide 100% of the cost of direct salary and fringe benefit costs to the Town for providing this service to the District, and

WHEREAS, the Executive Director of the Lancaster Youth Bureau has, by letter dated August 28, 1992, recommended the appointment of PAMELA REINIG, 350 Columbia Avenue, Depew, New York, to the position of Program Leader (Youth) in the Youth Bureau at an hourly rate of \$12.00, plus certain fringe benefits, effective September 9, 1992,

NOW, THEREFORE, BE IT

RESOLVED, as follows:

1. That the Supervisor of the Town of Lancaster is hereby authorized to enter into an Agreement with the Lancaster Central School District for the purpose of the Town of Lancaster Youth Bureau providing a Coordinator for the Lancaster Central School District's Youth-at-Risk and Community Partnership Grant Program for the period September 9, 1992 to June 30, 1993, with the School District paying 100% of the cost of direct salary, plus fringe benefits to the Town, to wit: Approximately \$14,001.00 which includes approximately \$11,380.00 for direct salary and \$2,621.00 for fringe benefits to be paid in installments of \$5,600.00 on or about October 1, 1992, and \$8,401.00 on or about January 1, 1993.

2. That the Town Board of the Town of Lancaster hereby appoints PAMELA REINIG, 350 Columbia Avenue, Depew, New York, to the temporary position of Program Leader (Youth) for the period September 9, 1992 through June 30, 1993, at an hourly rate of \$12.00, with future increases at the recommendation of the Executive Director of the Youth Bureau and subject to availability of funds from the Lancaster Central School District, based upon a Contract Agreement with the said School District as herein stated, and

3. That the following amendment to the 1992 General Fund Budget is hereby adopted:

		INCREASE
A510	Estimated Revenues	\$5,600.
A960	Appropriations	5,600.
<u>Subsidiary Ledger - Revenues</u>		
A2379	Program Leader (Youth) LCSD Contribution	5,600.

25 X1

32 X1

Subsidiary Ledger Appropriations

A4320.1	Mental Health Program - Pers. Serv.	\$4,550.
A9060	Hospital/Medical/Dental Insurance	662.
A9030	Social Security	348.
A9055	Disability Insurance	40

The question of the adoption of the foregoing resolution was duly put to a vote on roll call which resulted as follows:

COUNCILMAN GIZA	VOTED YES
COUNCILMAN KWAK	VOTED YES
COUNCILMAN POKORSKI	VOTED YES
COUNCILMAN VAN NORTWICK	VOTED YES
SUPERVISOR GRECO	VOTED YES

September 8, 1992

THE FOLLOWING RESOLUTION WAS OFFERED
BY SUPERVISOR GRECO, WHO MOVED
ITS ADOPTION, SECONDED BY COUNCILMAN
POKORSKI, TO WIT:

WHEREAS, THE JOSEPH J. NAPLES COMPANIES, has submitted a proposal to
perform insurance consulting services for the Town of Lancaster, and

WHEREAS, the sponsor of this resolution has reviewed the proposal
submitted and has further given consideration to the need for consulting
services in the area of municipal insurance, and

WHEREAS, specialized professional consultant services are not
subject to the bidding requirements of General Municipal Law Section 103,

NOW, THEREFORE, BE IT

RESOLVED, that the Town Board of the Town of Lancaster hereby
authorizes the Supervisor of the Town of Lancaster to enter into an Agreement
with THE JOSEPH J. NAPLES COMPANIES for insurance consulting services as set
forth in their proposal dated July 1992, and

BE IT FURTHER

RESOLVED, that this Agreement is for the period August 1, 1992 to
July 31, 1993 in an amount not to exceed \$7,000.00.

The question of the adoption of the foregoing resolution was duly
put to a vote on roll call which resulted as follows:

COUNCILMAN GIZA	VOTED NO
COUNCILMAN KWAK	VOTED NO
COUNCILMAN POKORSKI	VOTED YES
COUNCILMAN VAN NORTWICK	VOTED YES
SUPERVISOR GRECO	VOTED YES

September 8, 1992

File: R.CONULTANT

32X1

THE FOLLOWING RESOLUTION WAS OFFERED
BY SUPERVISOR GRECO , WHO MOVED
ITS ADOPTION, SECONDED BY COUNCILMAN
POKORSKI , TO WIT:

WHEREAS, a vacancy exists in the position of Town Prosecutor of the
Town of Lancaster due to the resignation of Kristen Wolf, and

WHEREAS, the Supervisor of the Town of Lancaster has recommended to
the Town Board the appointment of Jude Wolford to fill this vacancy, and

NOW, THEREFORE, BE IT

RESOLVED, that JUDE WOLFORD, 104 Stonehenge Drive, Orchard Park, New
York 14127, be and is hereby appointed to the position of Town Prosecutor of
the Town of Lancaster, effective September 9, 1992, on a contractual basis of
\$175.00 per court appearance.

The question of the adoption of the foregoing resolution was duly
put to a vote on roll call which resulted as follows:

COUNCILMAN GIZA	VOTED NO
COUNCILMAN KWAK	VOTED NO
COUNCILMAN POKORSKI	VOTED YES
COUNCILMAN VAN NORTWICK	VOTED YES
SUPERVISOR GRECO	VOTED YES

September 8, 1992

File: R.PERS.APPT (P1)

32X1

THE FOLLOWING RESOLUTION WAS OFFERED
BY COUNCILMAN GIZA , WHO MOVED
ITS ADOPTION, SECONDED BY COUNCILMAN
KWAK , TO WIT:

WHEREAS, N.O.L. Development, Inc., P.O. Box 466, West Seneca, New York 14224, the contractor for the Milton Drive - Town and Village of Lancaster Drainage Project, has submitted Change Order No. 1 in the amount of \$30,980.46 to the Town Board for its approval, and

NOW, THEREFORE, BE IT

RESOLVED, that the Town Board of the Town of Lancaster hereby approves Change Order No. 1 to N.O.L. Development, Inc. with respect to the Milton Drive - Town and Village of Lancaster Drainage Project, according to the following description of change to contract:

Description of Change Order No. 1:

A. Grubbing of all cleared areas	\$7,200.00
B. Rock excavation	11,976.36
C. Headwall installation	2,014.63
D. Drain tile for yards	10,665.00
E. Watertight cover for MH 36-1A1	204.00
F. Credit for 40 L.F. of 64 x 43 pipe and 1 ea. Plain Arch Band	(1,079.53)

COMPENSATION FOR CHANGE ORDER NO. 1

NET INCREASE FOR CHANGE ORDER NO. 1	\$30,980.46
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and,

BE IT FURTHER

RESOLVED, that the Supervisor be and is hereby authorized to execute this change order on behalf of the Town of Lancaster.

The question of the adoption of the foregoing resolution was duly put to a vote on roll call which resulted as follows:

COUNCILMAN GIZA	VOTED YES
COUNCILMAN KWAK	VOTED YES
COUNCILMAN POKORSKI	VOTED YES
COUNCILMAN VAN NORIWKICK	VOTED YES
SUPERVISOR GRECO	VOTED YES

September 8, 1992

File: R.CHANGE.ORDER (P1)

25X1

32X1

THE FOLLOWING RESOLUTION WAS OFFERED
BY COUNCILMAN KWAK WHO MOVED
ITS ADOPTION, SECONDED BY SUPERVISOR
GRECO, TO WIT:

WHEREAS, the Assistant Director of the Recreation Department of the Town of Lancaster, by letter dated September 4, 1992, has requested approval to retain one of the students hired for temporary summer help in the Town of Lancaster Recreation Department to accomplish needed services,

NOW, THEREFORE, BE IT

RESOLVED, that the Assistant Director of the Recreation Department of the Town of Lancaster be and is hereby authorized to extend the employment of BRIAN MC KENZIE, 15 Lombardy Street, Lancaster, New York 14086, a temporary summer employee, up to and including October 2, 1992.

The question of the adoption of the foregoing resolution was duly put to a vote on roll call which resulted as follows:

COUNCILMAN GIZA	VOTED YES
COUNCILMAN KWAK	VOTED YES
COUNCILMAN POKORSKI	VOTED YES
COUNCILMAN VAN NORTWICK	VOTED YES
SUPERVISOR GRECO	VOTED YES

September 8, 1992

File: R.PERS.TEMP(3)

32x1

THE FOLLOWING RESOLUTION WAS OFFERED
BY COUNCILMAN GIZA , WHO MOVED
ITS ADOPTION, SECONDED BY COUNCILMAN
KWAK , TO WIT:

WHEREAS, by letter dated August 21, 1992, the Lancaster Amateur
Radio Club has notified the Town of Lancaster that they have changed their
location at the Town Center, thereby necessitating a modification of its lease
with the Town dated April 23, 1992;

NOW, THEREFORE, BE IT

RESOLVED, as follows:

1. That the Town Attorney be and is hereby directed to prepare an
Addendum to the Lease Agreement dated April 23, 1992, between the Town of
Lancaster and the Lancaster Amateur Radio Club, which shall modify said lease
agreement by incorporating therein a new description of the demised premises
covered by said lease agreement;

2. That the Supervisor be and is hereby authorized to execute the
above Addendum on behalf of the Town of Lancaster.

The question of the adoption of the foregoing resolution was duly
put to a vote on roll call which resulted as follows:

COUNCILMAN GIZA	VOTED YES
COUNCILMAN KWAK	VOTED YES
COUNCILMAN POKORSKI	VOTED YES
COUNCILMAN VAN NORI WICK	VOTED YES
SUPERVISOR GRECO	VOTED YES

September 8, 1992

file: R.lan.radio.club

32X1

THE FOLLOWING RESOLUTION WAS OFFERED
BY COUNCILMAN VAN NORTWICK, WHO MOVED
ITS ADOPTION, SECONDED BY COUNCILMAN
GIZA , TO WIT:

WHEREAS, the Town Board of the Town of Lancaster deems it in the public interest to make certain amendments to the Town Ordinance entitled "VEHICLE & TRAFFIC ORDINANCE OF THE TOWN OF LANCASTER, COUNTY OF ERIE, STATE OF NEW YORK, DESIGNATED AS CHAPTER 46 OF THE CODE OF THE TOWN OF LANCASTER";

NOW, THEREFORE, BE IT

RESOLVED, that pursuant to Section 130 of the Town Law of the State of New York, a Public Hearing n a proposed amendment to the Vehicle & Traffic Ordinance, Chapter 46 of the Code of the Town of Lancaster County of Erie and State of New York will be held at the Town Hall, 21 Central Avenue, Lancaster, New York, on the 21st day of September, 1992, at 8:30 o'clock P.M., Local Time, and that Notice of the Time and Place of such hearing be published on or before May 21, 1992, in the Lancaster Bee, the official newspaper, being a newspaper of general circulation in said Town, and be posted on the Town Bulletin Board, which Notice shall be in the form attached hereto and made a part hereof.

The question of the adoption of the foregoing resolution was duly put to a vote on roll call which resulted as follows:

COUNCILMAN GIZA	VOTED YES
COUNCILMAN KWAK	VOTED YES
COUNCILMAN POKORSKI	VOTED YES
COUNCILMAN VAN NORTWICK	VOTED YES
SUPERVISOR GRECO	VOTED YES

September 8, 1992

25X

32X1

LEGAL NOTICE
PUBLIC HEARING
TOWN OF LANCASTER

LEGAL NOTICE IS HEREBY GIVEN that pursuant to the Town Law of the State of New York, and pursuant to a resolution of the Town Board of the Town of Lancaster, adopted on the 8th day of September, 1992, the said Town Board will hold a Public Hearing on the 21st day of September 1992, at 8:30 o'clock P.M., Local Time, at the Town Hall, 21 Central Avenue, Lancaster, New York, to hear all persons upon the following amendments to the Vehicle and Traffic Ordinance of the Town of Lancaster, Erie County, New York, designated Chapter 46 of the Code of said Town:

ARTICLE IX - Maximum speed limits.

46-9, Maximum speed limits, is hereby amended as follows:

*46.9

.

C. A speed limit of forty-five (45) miles per hour shall be posted on the following designated highways...

.

(12) shall be amended to read as follows:

(12) Westwood Road, for eastbound and westbound traffic from Ransom Road easterly to the intersection of Westwood Road and Town Line Road.

F. A speed limit of forty (40) miles per hour shall be posted on the following designated highways, shall be amended by adding thereto the following:

.

(6) Westwood Road, for eastbound and westbound traffic from Pavement Road easterly to Ransom Road.

Full opportunity to be heard will be given to any and all citizens and all parties in interest.

TOWN BOARD OF THE
TOWN OF LANCASTER

BY: ROBERT P. THILL
Town Clerk

September 8, 1992

32X1

THE FOLLOWING RESOLUTION WAS OFFERED
BY COUNCILMAN POKORSKI , WHO MOVED
ITS ADOPTION, SECONDED BY COUNCILMAN
KWAK , TO WIT:

WHEREAS, the Town Board of the Town of Lancaster has heretofore adopted a local law which provides for the recycling of solid waste in the Town of Lancaster in accordance with the Solid Waste Management Act of 1988, of the State of New York, and designated Local Law No. 3 of 1992, and

WHEREAS, in order to implement a recycling program, the Town Board of the Town of Lancaster has determined it to be in the best interest of the Town to provide recycling bins to residents of the Town's Refuse District, and

WHEREAS, the Town Board desires to advertise for public bids pursuant to the requirements of Section 103 of the General Municipal Law;

NOW, THEREFORE, BE IT

RESOLVED, that sealed bids will be received by the Supervisor of the Town of Lancaster, at the Town Hall, 21 Central Avenue, Lancaster, New York, until 10:00 o'clock A.M., Local Time, on September 21, 1992, for furnishing to the Town of Lancaster Refuse District, Ten Thousand (10,000) 14-gallon recycling bins with dividers, in accordance with specifications on file in the office of the Town Clerk, and that a Notice to Bidders shall be published in the Lancaster Bee on September 10, 1992, which Notice shall be in the form attached hereto and made a part hereof.

The question of the adoption of the foregoing resolution was duly put to a vote on roll call which resulted as follows:

COUNCILMAN GIZA	VOTED YES
COUNCILMAN KWAK	VOTED YES
COUNCILMAN POKORSKI	VOTED YES
COUNCILMAN VAN NORTWICK	VOTED YES
SUPERVISOR GRECO	VOTED YES

September 8, 1992

32X1

**LEGAL NOTICE
TOWN OF LANCASTER
NOTICE TO BIDDERS**

NOTICE IS HEREBY GIVEN that sealed bids will be received by the Supervisor of the Town of Lancaster at the Town Hall, 21 Central Avenue, Lancaster, New York, until 10:00 A.M., Local Time, on September 21, 1992 for furnishing to the Town of Lancaster Refuse District, Ten Thousand (10,000) 14-Gallon Recycling Bins with Dividers, for use by the residents of the Town of Lancaster Refuse District, in accordance with specifications on file in the Town Clerk's Office.

A Certified Check or bid bond in an amount representing five percentum (5%) of the Total Bid, payable to the Supervisor of the Town of Lancaster, and a Non-Collusive Bidding Certificate must accompany each bid.

The Board reserves the right to waive any informalities in or to reject any or all bids.

**TOWN BOARD OF THE
TOWN OF LANCASTER**

By: **ROBERT P. THILL**
Town Clerk

September 8, 1992

File: R.Not.Bdrs.Recycling.Bins

25 X

32X

THE FOLLOWING RESOLUTION WAS OFFERED
BY COUNCILMAN GIZA , WHO MOVED
ITS ADOPTION, SECONDED BY COUNCILMAN
POKORSKI , TO WIT:

WHEREAS, the Town Board of the Town of Lancaster has heretofore retained Donald Gallo, Consulting Engineer, to prepare plans and specifications, and provide engineering services related to the proposed building improvement projects at the Buffalo Psychiatric Center on Pavement Road, and

WHEREAS, plans and specifications have been filed with the Town Clerk, and

WHEREAS, the Town Board of the Town of Lancaster, after review of the plans and specifications, desires to advertise for public bids pursuant to the requirements of Section 103 of the General Municipal Law;

NOW, THEREFORE, BE IT

RESOLVED, that Sealed Bids will be received by the Town Clerk at his office in the Town Hall, 21 Central Avenue, Lancaster, New York 14086, at 10:00 A.M., Local Time on the 25th day of September, 1992, for various improvements to the Psychiatric Center Building, 525 Pavement Road, Lancaster, New York, in accordance with the specifications on file in the Town Clerk's Office, and that a Notice to Bidders shall be published in the Lancaster Bee on September 10, 1992, which Notice shall be in the form attached hereto and made a part hereof.

The question of the adoption of the foregoing resolution was duly put to a vote on roll call which resulted as follows:

COUNCILMAN GIZA	VOTED YES
COUNCILMAN KWAK	VOTED YES
COUNCILMAN POKORSKI	VOTED YES
COUNCILMAN VAN NORTWICK	VOTED YES
SUPERVISOR GRECO	VOTED YES

September 8, 1992

File: R.Not.Bdrs.BPC

32X1

**TOWN OF LANCASTER
ERIE COUNTY, NEW YORK**

**PSYCHIATRIC CENTER BUILDING IMPROVEMENTS
CONTRACT NO. 5**

NOTICE TO BIDDERS

Sealed Bids for Psychiatric Center Building Improvements (Contract 5G, General; Contract 5P, Plumbing) located at Town Center, 525 Pavement Rd. in the Town of Lancaster, Erie County, New York, for the Town of Lancaster will be received from bidders by the Town Clerk at his office in the Town Hall, 21 Central Avenue, Lancaster, New York 14086 on or before 10:00 A.M., Local Time, on the 25th day of September 1992, at which time they will be publicly opened and read aloud. The Project consists of roof replacement, miscellaneous wood rot repair, exterior painting, storm window replacement, gutters and downspouts, hot water heat-pipe expansion joint replacement, and related work.

Contract Documents may be examined at the office of the Town Clerk of the Town of Lancaster at 21 Central Avenue, Lancaster, NY 14086 and at the offices of the ENGINEER at the address listed below between the hours of 9:00 A.M. and 4:30 P.M. from September 10, 1992 to September 25, 1992 except Saturdays, Sundays, and Holidays.

Copies may be obtained from the office of the ENGINEER upon deposit of \$100.00 for each set. The ENGINEER will mail the Contract Documents to those wishing to obtain a set upon receipt of the document fee plus a non-refundable mailing and handling charge of Ten Dollars (\$10.00) per set. The mailing date will be considered the bidder's date of receipt. Partial sets of Contract Documents will not be available. Neither the OWNER nor the ENGINEER will be responsible for full or partial sets of Contract Documents, including any addenda, obtained from other sources. Bidders who return full sets of documents in good condition within thirty (30) days of award of the contract will receive a full refund. Non bidders will be refunded one-half of the deposit upon return of full sets of Contract Documents within thirty (30) days of award of the Contract. No refunds will be made for the return of additional sets. Checks for documents shall be made payable to the ENGINEER. The \$100.00 deposit shall be in the form of two (2) \$50.00 checks made payable to the ENGINEER. Checks for mailing fees shall be made payable to the ENGINEER.

The attention of the Bidders is called particularly to the requirements with respect to conditions of employment to be observed and minimum wage rates to be paid under the contract, and further to the Affirmative Action Requirements for Equal Employment Opportunity.

The attention of the Bidders is called to the provisions of Article 5A of the General Municipal Law which requires the Bidder to execute a certificate of non-collusion and to conform with the other provisions of Article 5A outlined in the Instructions to Bidders and Supplementary Conditions. A form for such certificate accompanies the bid form. Unless it is properly executed, the bid will not be accepted.

The successful Bidder will be required to furnish Payment and Performance Bonds each in an amount equal to 100 percent (100%) of the Contract award.

32x1

For the purpose of the deposit refund, bidders shall only be considered as those that formally submit a bid at the time and place as stated above and for the purpose of the performance of the work as set forth in these Specifications.

Bid Forms shall not be removed from the Project Manual and the entire Project Manual shall be submitted with the Bid.

Each proposal must be accompanied by the deposit of a certified check, payable to the Order of the Town of Lancaster, for a sum equal to five percentum (5%) of the total amount of the bid, or a bond with sufficient sureties in a penal sum equal to five percentum (5%) of such total bid amount, conditioned that if the proposal is accepted, the successful bidder will enter into a contract for the work, and that he will execute within fifteen (15) days from the date of award, a suitable security bond in the amount of the contract, conditioned for the faithful and prompt performance and completion of the work specified in the contract.

All deposits, except that of the successful bidder, will be returned.

Upon acceptance of his bid, if the successful bidder fails to enter into a contract pursuant to the requirements of the Board, or fails to give the further security prescribed in this notice, with the time limited therein, then the check deposited as aforesaid and the moneys standing to the credit of same, shall be forfeited to the Town as liquidated damages, or the payment of the bond enforced for the benefit of the Town. The Town of Lancaster reserves the right to waive informalities in or to reject any and all bids.

As evidence of his competency to perform the work, each Bidder shall submit with his Bid a statement of his qualifications and resources. Each Bid must contain evidence of Bidder's qualification to do business in the state where the Project is located or covenant to obtain such qualification prior to award of the Contract. Low Bidders may be asked to furnish additional data to demonstrate competency.

The right to reject any or all bids, to waive any informalities in, or to make an award to other than the low bidder or to the lowest responsive and responsible bidder, to delete bid sections or items, should it be deemed to be in the best interest of the Town of Lancaster, and in accordance with law, are herewith reserved.

The Town of Lancaster is an exempt organization under the Tax Law and is exempt from payment of Sales and Compensating Use Taxes which are to be incorporated into the project and which are to be separately sold by the CONTRACTOR to the OWNER prior to incorporation into the project, pursuant to the provisions of the contract. These taxes are not to be included in the bid. Sales tax will be due on all materials purchased by CONTRACTOR which are either "consumable" or rental property used by the CONTRACTOR in connection with the construction or repair.

Award of a Contract or Contracts is subject to Town of Lancaster Financing.

BY ORDER OF THE TOWN BOARD
OF THE TOWN OF LANCASTER, N. Y.

Robert P. Thill, Town Clerk

Consulting Engineer:
Donald Gallo, Consulting Engineer, P.C.
260 Elmwood Avenue
Buffalo, New York 14222
(716) 893-1234

September 8, 1992

32x1

THE FOLLOWING RESOLUTION WAS OFFERED
BY COUNCILMAN KWAK , WHO MOVED
ITS ADOPTION, SECONDED BY SUPERVISOR
GRECO , TO WIT:

WHEREAS, the Town Board of the Town of Lancaster has previously advertised for bids for the installation of lights on certain tennis courts being constructed at the Lancaster Central Senior High School, on Forton Drive in the the Town of Lancaster, in accordance with specifications on file in the office of the Clerk of the said Town, and

WHEREAS, said bids were duly opened on September 1, 1992, and

WHEREAS, CIR ELECTRICAL CONSTRUCTION CORP., 1067 Harlem Road, Buffalo, New York 14227 has submitted the lowest responsible bid in the amount of \$41,700.00, and

NOW, THEREFORE, BE IT

RESOLVED, that the bid of CIR ELECTRICAL CORP., 1067 Harlem Road, Buffalo, New York, 14227, in the sum of \$41,700.00 for the installation of lights on certain tennis courts being constructed at the Lancaster Senior High School on Forton Drive in the Town of Lancaster, be and the same hereby is accepted as the lowest responsible bid therefor.

The question of the adoption of the foregoing resolution was duly put to a vote on roll call which resulted as follows:

COUNCILMAN GIZA	VOTED YES
COUNCILMAN KWAK	VOTED YES
COUNCILMAN POKORSKI	VOTED YES
COUNCILMAN VAN NORTWICK	VOTED YES
SUPERVISOR GRECO	VOTED YES

September 8, 1992

File: Awrd.Bd.Tennis

32X1

THE FOLLOWING RESOLUTION WAS OFFERED
BY COUNCILMAN VAN NORTWICK, WHO MOVED
ITS ADOPTION, SECONDED BY COUNCILMAN
GIZA , TO WIT:

WHEREAS, John Z. Ward, 52 Williamsburg Lane, Lancaster, New York,
the owner of real property situate on the east side of Williamsburg Lane has
made application for a Special Use Permit for a Beauty Salon within a single-
family dwelling unit on premises locally known as 52 Williamsburg Lane in the
Town of Lancaster, pursuant to provisions of CHAPTER 50 - ZONING - Section 17
(F) of the Code of the Town of Lancaster;

NOW, THEREFORE, BE IT

RESOLVED, that pursuant to Chapter 50-Zoning, Section 17 (F),
entitled, "Home Occupations" of the Code of the Town of Lancaster, a Public
Hearing on the proposed Special Use Permit for a Beauty Salon will be held at
the Town Hall, 21 Central Avenue, Lancaster, New York, on the 21st day of
September, 1992, at 8:15 o'clock P.M., Local Time, and that Notice of the time
and place of such hearing be published in the Lancaster Bee, a newspaper of
general circulation in said Town, and be posted on the Town Bulletin Board and
that a copy of such Notice of Hearing be referred to the Erie County
Department of Planning, pursuant to Section 239 (m) of the General Municipal
Law, which Notice shall be in the form attached hereto and made a part hereof

The question of the adoption of the foregoing resolution was duly
put to a vote. on roll call which resulted as follows:

COUNCILMAN GIZA	VOTED YES
COUNCILMAN KWAK	VOTED YES
COUNCILMAN POKORSKI	VOTED YES
COUNCILMAN VAN NORTWICK	VOTED YES
SUPERVISOR GRECO	VOTED YES

September 8, 1992

32X1

LEGAL NOTICE
PUBLIC HEARING
TOWN OF LANCASTER

LEGAL NOTICE IS HEREBY GIVEN, that pursuant to the authority set forth in CHAPTER 50 - ZONING, Section 17 (F), "Home Occupations" of the code of the Town of Lancaster and the Town Law of the State of New York, and pursuant to a resolution of the Town Board of the Town of Lancaster, adopted on the 8th day of September, 1992, the said Town Board will hold a Public Hearing on the 21st day of September, 1992, at 8:15 o'clock P.M., Local Time, at the Town Hall, 21 Central Avenue, Lancaster, New York, to hear all interested persons upon the application for a Special Use Permit for a Beauty Salon within a single-family dwelling on premises locally known as 52 Williamsburg Lane, in the Town of Lancaster, County of Erie, State of New York.

Full opportunity to be heard will be given to any and all citizens and all parties in interest.

TOWN BOARD OF THE
TOWN OF LANCASTER

By: ROBERT P. THILL
Town Clerk

September 8, 1992

25 X1

32 X1

THE FOLLOWING RESOLUTION WAS OFFERED
BY COUNCILMAN VAN NORTWICK, WHO MOVED
ITS ADOPTION, SECONDED BY COUNCILMAN
POKORSKI, TO WIT:

WHEREAS, JAMES C. FRANZEK, has transmitted a site plan for the construction of an addition and alterations to Lancaster Small Animal Hospital, which property located on the north side of Genesee Street, east of Transit Road, and locally known as 5156 Genesee Street, Bownansville, in the Town of Lancaster, as prepared by Flynn Battaglia Architects, PC and dated July 24, 1992 and revised August 18, 1992, and

WHEREAS, the Town Board has caused a review of the aforementioned site plan, and

WHEREAS, the Planning Board of the Town of Lancaster has approved the site plan;

NOW, THEREFORE, BE IT

RESOLVED, that the Town Board of the Town of Lancaster hereby approves the site plan submitted by James C. Franzek dated July 24, 1992 and revised August 18, 1992, for the construction of addition and alterations to the Lancaster Small Animal Hospital, 5156 Genesee Street, Bownansville, and located north side of Genesee Street, east of Transit Road in the Town of Lancaster.

The question of the adoption of the foregoing resolution was duly put to a vote on roll call which resulted as follows:

COUNCILMAN GIZA	VOTED YES
COUNCILMAN KWAK	VOTED YES
COUNCILMAN POKORSKI	VOTED YES
COUNCILMAN VAN NORTWICK	VOTED YES
SUPERVISOR GRECO	VOTED YES

September 8, 1992

File: R.Aprv.Site.Plan.Franzek

32X1

THE FOLLOWING RESOLUTION WAS OFFERED
BY SUPERVISOR GRECO, WHO MOVED
ITS ADOPTION, SECONDED BY COUNCILMAN
VAN NORTWICK, TO WIT:

RESOLVED, that the following Audited Claims be and are hereby
ordered paid from their respective accounts:

Claim No. 3367 to Claim No. 3662 Inclusive.

Total Amount hereby authorized to be paid:

\$888,331.67

The question of the adoption of the foregoing resolution was duly
put to a vote on roll call which resulted as follows:

COUNCILMAN GIZA	VOTED YES
COUNCILMAN KWAK	VOTED YES
COUNCILMAN POKORSKI	VOTED YES
COUNCILMAN VAN NORTWICK	VOTED YES
SUPERVISOR GRECO	VOTED YES

September 8, 1992

File: R.CLAMS

32X1

THE FOLLOWING RESOLUTION WAS OFFERED
BY COUNCILMAN VAN NORTWICK, WHO MOVED
ITS ADOPTION, SECONDED BY COUNCILMAN
POKORSKI, TO WIT:

RESOLVED, that the following Building Permit Applications be and are hereby approved and the issuance of these Building Permits be and are hereby authorized:

CODES:

- (T) = Tree Planting Fee tendered to the Town of Lancaster pursuant to the provisions of Chapter 30-26 of the Code of the Town of Lancaster.
- (SW) = Sidewalks as required by Chapter 12-1B. of the Code of the Town of Lancaster.
- (CSW) = Conditional sidewalk waiver.

NO.	CODE	NAME	ADDRESS	STRUCTURE
530		Hot Diggity's	4723 Transit Rd	ER. PORTABLE SIGN
559		Mark Ettipo	23 Lake Forestry Pkwy W	EXT. SIN. DWLG
560		Daniel J. Seiler	4 Country Pl	ER. SHED
561 (T)		All Craft Inc.	40 Via Donato	ER. SIN. DWLG
562 (T)		All Craft Inc.	45 Via Donato	ER. SIN. DWLG
563 (T)(SW)		Robert Harwig	52 Sinne Rd	ER. SIN. DWLG
564		Jeffrey Lusiak	12 Rollingwood Dr	ER. SATELLITE DISH
565		Roger Rappold Jr.	4 Kennedy Ct	ER. FENCE
566		Mr. Biondoli	3 Plumb Creek Tr	ER. SHED
567		Knights of Columbus	6114 Broadway	ER. SIGN
568 (T)		Fischione Const.	23 Arrow Tr	ER. SIN. DWLG
569		Little Red Lobster Ho.	5204 Genesee St	ER. TEMP. SIGN
570		Virginia Stateczny	20 Gale Dr	ER. DECK
571		Robert Whiteman	7 Country Pl	ER. SHED
572		John Oot	13 Matthews Dr	INST. OIL FURNACE
573		Georgia's	5464 Genesee St	ER. SIGN
574		Arthur Good	4817 Transit Rd	ER. SIGN
575 (T)		Fischione Construction	2 Trails End	ER. SIN. DWLG
576 (T)		Woodbridge Corporation	76 Williamsburg Ln	ER. SIN. DWLG
577		Cecilia Wereski	573 Aurora St	ER. GARAGE
578		PLRC Unlimited	338 Harris Hill Rd	ALT. OFFICE
579		Ronald Schmitz	563 Pleasant View	ER. SHED
580 (T)		Marrano/Marc Equity	27 Stony Brook	ER. SIN. DWLG
581		Mr & Mrs Hain	18 Deerpath DR	ER. FENCE
582 (T)		Iona Associates	22 Southpoint Dr	ER. SIN. DWLG
583 (T)		Iona Associates	38 Southpoint Dr	ER. SIN. DWLG
584 (T)		Iona Associates	36 Southpoint Dr	ER. SIN. DWLG

585	Joseph Slepinski	15 Fieldstone Ln	ER. SHED, DISH
586	Anthony Wdowik	5063 William St	DEM., ER. GARAGE
587 (T)	Kulbacki Builders	30 Hillside Pkwy	ER. SIN. DWLG
588	Walter Samulski	192 Seibert Rd	EXT. SIN. DWLG
589 (T)	Stratford Homes	28 Southpoint Dr	ER. SIN. DWLG
590 (T)	Stratford Homes	65 Southpoint Dr	ER. SIN. DWLG
591 (T)	Fischione Const.	45 Hidden Tr	ER. SIN. DWLG
592 (T)(SW)	All Craft Inc.	136 Ransom Rd	ER. SIN. DWLG
593	Mar. Jankowiak	1318 Ransom Rd	ER. FENCE, EXT. SIN. DWLG
594	S. J. Marino	23 Rollingwood Dr	EXT. SIN. DWLG
595	Robert Hernandez	5750 Broadway	ER. SHED
596 (T)	D.J. Custom Homes	39 Hillside Pkwy	ER. SIN. DWLG
597	Mark Wiecek	162 Brunck Rd	ER. SHED
598 (T)	Paul Goodrich	10 Southpoint Dr	ER. SIN. DWLG
599	Howard Crawford	5145 William St	ALT. SIN. DWLG
600	City Fence Co.	1 Via Tripodi	ER. FENCE
601 (T)	Marrano/Marc Equity	15 Whitestone La	ER. SIN. DWLG
602 (T)	Marrano/Marc Equity	6 Willow Ridge La	ER. SIN. DWLG
603 (T)	Marrano/Marc Equity	31 Hemlock La	ER. SIN. DWLG
604 (T)	Marrano/Marc Equity	509 Pleasant View Dr	ER. SIN. DWLG
605 (T)(SW)	Andrew/Mary Berry	420 Hall Rd	ER. SIN. DWLG
606 (T)	John Rodgers	520 Hall Rd <i>484 as per ltr attached to permit</i>	ER. SIN. DWLG

and

BE IT FURTHER

RESOLVED, that the Building Permit Applications herein coded (SW) for sidewalk waiver be and are hereby approved with a waiver of the Town Ordinance requirement for sidewalks, and

BE IT FURTHER

RESOLVED, that the Building Permit Applications herein coded the Ordinance required for sidewalks, however, the waiver is granted upon the condition that the Town of Lancaster, at any future date, has the right to order sidewalk installation at the expense of the property owner.

The question of the adoption of the foregoing resolution was duly put to a vote on roll call which resulted as follows:

COUNCILMAN GIZA	VOTED YES
COUNCILMAN KWAK	VOTED YES
COUNCILMAN POKORSKI	VOTED YES
COUNCILMAN VAN NORTWICK	VOTED YES
SUPERVISOR GRECO	VOTED YES

September 8, 1992

File: R.BLDG (P1-2)

25 X

32 X

Supervisor Greco requested a suspension of the necessary rule for immediate consideration of the following resolution:

SUSPENSION GRANTED.

THE FOLLOWING RESOLUTION WAS OFFERED
BY SUPERVISOR GRECO, WHO MOVED
ITS ADOPTION, SECONDED BY COUNCILMAN
POKORSKI, TO WIT:

WHEREAS, the Town of Lancaster has previously entered into a consultant's contract with Municipal Insurance Consultants, Inc. dated August 1, 1991 and which expired, according to its terms, on July 31, 1992; and

WHEREAS, the Town Board feels it is proper to terminate, for the record, its association with Municipal Insurance Consultants, Inc., as of July 31, 1992;

NOW, THEREFORE, BE IT

RESOLVED, that Municipal Insurance Consultants, Inc., shall no longer be the Town's consultant effective July 31, 1992.

The question of the adoption of the foregoing resolution was duly put to a vote on roll call which resulted as follows:

COUNCILMAN GIZA	VOTED NO
COUNCILMAN KWAK	VOTED NO
COUNCILMAN POKORSKI	VOTED YES
COUNCILMAN VAN NORTWICK	VOTED YES
SUPERVISOR GRECO	VOTED YES

September 8, 1992

File: R.Mun.Ins.Con.

25X1

32X1

Supervisor Greco requested a suspension of the necessary rule for immediate consideration of the following resolution:

SUSPENSION GRANTED.

THE FOLLOWING RESOLUTION WAS OFFERED
BY SUPERVISOR GRECO, WHO MOVED
ITS ADOPTION, SECONDED BY COUNCILMAN
KORAK, TO WIT:

WHEREAS, the State of New York is offering an early retirement program to municipalities, and

WHEREAS, it is in the interest of the Town to offer this program to all eligible employees;

NOW, THEREFORE, BE IT

RESOLVED, that the Town of Lancaster hereby approves the offering of the early incentive retirement program to those eligible town employees according to State guidelines, and

BE IT FURTHER

RESOLVED, that the Town Board hereby sets a hearing on this Local Law and that the Town Clerk, in conjunction with the Town Attorney, take whatever legal measures are necessary pursuant to State law to effectuate the purpose and intent of this resolution, and

BE IT FURTHER

RESOLVED, that pursuant to the Municipal Home Rule Law of the State of New York and Chapter 26 of the Code of the Town of Lancaster, a Public Hearing on a proposed Local Law, entitled: "Personnel - Retirement Incentive 1992", and designated Chapter 28 of the Code of the Town of Lancaster, will be held at 9:00 P.M., Local Time, on the 21st day of September, 1992, at the Town Hall, 21 Central Avenue, Lancaster, New York, and that a Notice of such Hearing shall be published in the Lancaster Bee, being a newspaper of general circulation in said Town and posted on the Town Bulletin Board, which Notice shall be in the form attached hereto and made a part hereof, and

32X1

BE IT FURTHER

RESOLVED, that the Town Clerk is directed to make copies of the proposed Local Law for inspection by and distribution to any person during business hours.

The question of the adoption of the foregoing resolution was duly put to a vote on roll call which resulted as follows:

COUNCILMAN GIZA	VOTED	YES
COUNCILMAN KWAK	VOTED	YES
COUNCILMAN POKORSKI	VOTED	YES
COUNCILMAN VAN NORTWICK	VOTED	YES
SUPERVISOR GRECO	VOTED	YES

September 8, 1992

32X1

PERSONNEL

Chapter 28

PERSONNEL - RETIREMENT INCENTIVE 1992

Proposed

LOCAL LAW
1992

A LOCAL LAW ELECTING A RETIREMENT INCENTIVE PROGRAM AS AUTHORIZED BY CHAPTER 643, LAWS OF 1992, FOR THE ELIGIBLE EMPLOYEES OF THE TOWN OF LANCASTER, COUNTY OF ERIE, STATE OF NEW YORK.

- 28-1. Election of Plan
- 28-2. Commencement Date of Program
- 28-3. Open Period
- 28-4. Additional Retirement Benefits
- 28-5. Effective Date

Be it enacted by the Town Board of the Town of Lancaster, County of Erie, State of New York, as follows:

- 28-1. Election of Plan.
The Town of Lancaster hereby elects to provide all its eligible employees with a retirement incentive program authorized by Chapter 643, Laws of 1992.
- 28-2. Commencement Date of Program
The commencement date of the retirement incentive program shall be October 1, 1992.
- 28-3. Open Period.
The open period during which eligible employees may retire and receive additional retirement benefit, shall be ninety (90) days in length.
- 28-4. Additional Retirement Benefits.
The actuarial present value of additional retirement benefits payable pursuant to the provisions of this local law shall be funded over a five-year period. The amount of the annual payment in each of the five years shall be determined by the Actuary of the New York State and Local Employees' Retirement System, and it shall be paid by the Town of Lancaster for each employee who receives the retirement benefits payable under this local law.
- 28-5. When Effective.
This Act shall take effect upon filing with the State of New York.

September, 1992

25 X1

32 X1

LEGAL NOTICE
PUBLIC HEARING
TOWN OF LANCASTER

LEGAL NOTICE IS HEREBY GIVEN, that pursuant to the Municipal Home Rule Law of the State of New York and Chapter 26 of the Code of the Town of Lancaster and pursuant to resolution of the Town Board of the Town of Lancaster adopted on the 8th day of September, 1992, the said Town Board will hold a Public Hearing on the 21st day of September, 1992 at 9:00 o'clock P.M., Local Time, at the Town Hall, 21 Central Avenue, Lancaster, New York, to hear all interested persons upon a proposed Local Law for the Year 1992, entitled "Personnel - Retirement Incentive-1992", further designated as Chapter 28 of the Code of the Town of Lancaster, which Law is briefly described as follows:

"A Local Law electing a retirement incentive program for the year 1992 as authorized by Chapter 643, Laws of 1992 for eligible employees of the Town of Lancaster."

A complete copy of the proposed Local Law, entitled "Personnel-Retirement Incentive-1992", and designated as Chapter 28 of the Code of the Town of Lancaster is available at the office of the Town Clerk for inspection and distribution to any person during business hours.

Full opportunity to be heard will be given to any and all citizens and all parties in interest.

TOWN BOARD OF THE
TOWN OF LANCASTER

By: ROBERT P. THILL
Town Clerk

September 8, 1992

25 X1

32 X1

Councilman Pokorski requested a suspension of the necessary rule for immediate consideration of the following resolution:

SUSPENSION GRANTED.

THE FOLLOWING RESOLUTION WAS OFFERED
BY COUNCILMAN POKORSKI , WHO MOVED
ITS ADOPTION, SECONDED BY SUPERVISOR
GRECO , TO WIT:

WHEREAS, the Town of Lancaster has heretofore established Town Sanitary Sewer District No. 6 to facilitate service along Ward Road in said Town, and

WHEREAS, Erie County Sewer District No. 4 has furnished the Town with a formal intermunicipal agreement between Sewer District No. 6 and the County of Erie thereby supplying operation and maintenance service to the town district, and

WHEREAS, the Town Attorney has reviewed this Agreement and finds same to be acceptable as to form and content;

NOW, THEREFORE, BE IT

RESOLVED, that the Intermunicipal Agreement between the Town of Lancaster and Erie County Sewer District No. 4, providing service to Ward Road in the Town of Lancaster, be and the same is hereby approved.

The question of the adoption of the foregoing resolution was duly put to a vote on roll call which resulted as follows:

COUNCILMAN GIZA	VOTED YES
COUNCILMAN KWAK	VOTED YES
COUNCILMAN POKORSKI	VOTED YES
COUNCILMAN VAN NORTWICK	VOTED YES
SUPERVISOR GRECO	VOTED YES

September 8, 1992

File: R.ECSD.4.AGR.

32X1

Councilman Van Nortwick requested a suspension of the necessary rule for immediate consideration of the following resolution.

SUSPENSION GRANTED.

THE FOLLOWING RESOLUTION WAS OFFERED
BY COUNCILMAN VAN NORTWICK, WHO MOVED
ITS ADOPTION, SECONDED BY COUNCILMAN
GIZA, TO WIT:

WHEREAS, the Police Chief of the Town of Lancaster, by letter dated August 5, 1992, has requested permission for all five members of the Emergency Response Team of the Police Department of the Town of Lancaster to attend the annual "Operation Tri Star" to be held at Fort Drum, New York from September 21st through September 25th, 1992,

NOW, THEREFORE, BE IT

RESOLVED, that the five members of the Emergency Response Team of the Police Department of the Town of Lancaster be and are hereby authorized to attend the annual "Operation Tri Star" to be held at Fort Drum, New York from September 21st through September 25th, 1992, and

BE IT FURTHER

RESOLVED, that expense reimbursement be and is hereby granted in an amount not to exceed \$100.00 for each of the five members attending said training exercise, and

BE IT FURTHER

RESOLVED, that said reimbursement will be made only upon submission of proper documentation and substantiation of expenses, including receipts, to the Accounting Department of the Town of Lancaster.

The question of the adoption of the foregoing resolution was duly put to a vote on roll call which resulted as follows:

COUNCILMAN GIZA	VOTED YES
COUNCILMAN KWAK	VOTED YES
COUNCILMAN POKORSKI	VOTED YES
COUNCILMAN VAN NORTWICK	VOTED YES
SUPERVISOR GRECO	VOTED YES

September 8, 1992

File: R.SEM.MTGS (P1)

32X1

Councilman VanNortwick requested a suspension of the necessary rule for immediate consideration of the following resolution:

SUSPENSION GRANTED.

THE FOLLOWING RESOLUTION WAS OFFERED
BY COUNCILMAN VAN NORTWICK, WHO MOVED
ITS ADOPTION, SECONDED BY COUNCILMAN
KWAK , TO WIT:

WHEREAS, the Town Board of the Town of Lancaster deems it in the public interest to make certain amendments to the Ttown Ordinance entitled "VEHICLE & TRAFFIC ORDINANCE OF THE TOWN OF LANCASTER, COUNTY OF ERIE, STATE OF NEW YORK, DESIGNATED CHAPTER 46 OF THE CODE OF THE TOWN OF LANCASTER";

NOW, THEREFORE, BE IT

RESOLVED, that pursuant to Section 130 of the Town Law of the State of New York, a Public Hearing on a proposed amendment to the Vehicle & Traffic Ordinance, Chapter 46 of the Code of the Town of Lancaster, County of Erie and State of New York, will be held at the Town Hall, 21 Central Avneue, Lancaster, New York, on the 21st day of September, 1992, at 8:45 o'clock P.M., Local Time, and that Notice of the Time and Place of such hearing be published on or before September 10, 1992, in the Lancaster Bee, the official newspaper being a newspaper of general circulation in said Town, and be posted on the Town Bulletin Board, which Notice shall be in the form attached hereto and made a part hereof.

The question of the adoption of the foregoing resolution was duly put to a vote on roll call which resulted as follows:

COUNCILMAN GIZA	VOTED YES
COUNCILMAN KWAK	VOTED YES
COUNCILMAN POKORSKI	VOTED YES
COUNCILMAN VAN NORTWICK	VOTED YES
SUPERVISOR GRECO	VOTED YES

September 8, 1992

32x1

LEGAL NOTICE
PUBLIC HEARING
TOWN OF LANCASTER

LEGAL NOTICE IS HEREBY GIVEN that pursuant to the Town Law of the State of New York, and pursuant to a resolution of the Town Board of the Town of Lancaster, adopted on the 8th day of September, 1992, the said Town Board will hold a Public Hearing on the 21st day of September, 1992 at 8:45 o'clock P.M., Local Time, at the Town Hall, 21 Central Avenue, Lancaster, New York, to hear all persons upon the following amendment to the Vehicle and Traffic Ordinance of the Town of Lancaster, Erie County, New York, designated Chapter 46 of the Code of said Town:

CHAPTER 46

ARTICLE VIII

ARTICLE VIII - Stop and Yield Intersections

46-8, Stop Intersections designated, is hereby amended by adding thereto:

.....

<u>STREET NAME</u>	<u>INTERSECTING STREET</u>	<u>SIGN LOCATION</u>
Grafton Court	Broadway	N/W Corner
Montauk Lane	Broadway	N/W Corner
Grafton Court	Montauk Lane	N/E Corner
Montauk Lane	Grafton Court	N/E Corner
Tomahawk Trail	Arrow Trail	S/W Corner
Trails End	Tomahawk Trail	S/E Corner
Hidden Trail	Tomahawk Trail	N/W Corner

Full opportunity to be heard will be given to any and all citizens and all parties in interest.

TOWN BOARD OF THE
TOWN OF LANCASTER

By: ROBERT P. THILL
Town Clerk

September 8, 1992

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Councilman VanNortwick requested a suspension of the necessary rule for immediate consideration of the following resolution.

SUSPENSION GRANTED.

THE FOLLOWING RESOLUTION WAS OFFERED
BY COUNCILMAN VAN NORTWICK, WHO MOVED
ITS ADOPTION, SECONDED BY COUNCILMAN
GIZA , TO WIT:

WHEREAS, the Municipal Home Rule Law of the State of New York and Chapter 26 of the Code of the Town of Lancaster provide for the adoption and enactment of Local Laws, and

WHEREAS, proposed Local Law No. 4 of the Year 1992 entitled: "Amendment of Local Law No. 1 of the Year 1984-Fire Prevention and Building Code" and further designated as Chapter 20 of the Code of the Town of Lancaster, by the deletion of Section 20-4 in its entirety and the enactment of a new Section 20-4 in place thereof, was introduced to the Town Board of the Town of Lancaster on August 17, 1992, by Thomas VanNortwick, and

WHEREAS, a Public Hearing was duly called and held pursuant to Law on September 8, 1992;

NOW, THEREFORE, BE IT

ENACTED, by the Town Board of the Town of Lancaster, New York, Local Law No. 4 of the Year 1992, entitled: Amendment of Local Law No. 1 of the Year 1984-Fire Prevention and Building Code:, and further designated as Chapter 20 of the Code of the Town of Lancaster, by the deletion of Section 20-4 in its entirety and the enactment of a new Section 20-4, which reads as follows:

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FIRE PREVENTION AND BUILDING CODE

CHAPTER 20

**AMENDMENT OF LOCAL LAW NO. 1 OF 1984
FIRE PREVENTION AND BUILDING CODE**

**LOCAL LAW NO. 4
1992**

A LOCAL LAW TO AMEND LOCAL LAW NO. 1 OF 1984, ENTITLED FIRE PREVENTION AND BUILDING CODE, BY REPEALING THE EXISTING 20-4 IN ITS ENTIRETY AND THE ENACTMENT OF A NEW 20-4 IN PLACE THEREOF.

- 20-4.1 Title
- 20-4.2 Effective Date

Be it enacted by the Town Board of the Town of Lancaster, County of Erie, State of New York, as follows:

20-4.1 Title.

This Local Law shall be known as Local Law No. 4 of the Year 1992, providing for the repeal in its entirety of existing 20-4 of Local Law No. 1 of 1984, Fire Prevention and Building Code and enactment of a new 20-4 in place thereof, which reads as follows:

20-4. Enforcement; Fire Inspectors; inspections; rules and regulations.

A. Enforcement.

The Building Inspector of the Town of Lancaster shall be charged with the duty of enforcing the code. He shall make periodic inspections for compliance with the provisions of such code with the aid of Fire Inspectors as designated herein. The Building Inspector may also designate authorized representatives to enforce provisions of the code and this local law.

B. Fire Inspectors.

The Town Board hereby establishes the position of Fire Inspector. The Town Board shall appoint one or more Fire Inspectors for such term of office as the Town Board shall determine. Each Fire Inspector shall reside within the boundaries of the Town of Lancaster.

C. Inspections.

(1) Duties of Fire Inspector:

- (a) The Fire Inspector shall be responsible for making inspections and shall aid the Building Inspector in making inspections on a periodic basis for compliance with the provisions of the code.

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- (b) Reports shall be made to the Building Inspector of the Town of Lancaster on any and all inspected premises where a permit is necessary as determined by the permit section of the local law herein and the code.
- (c) Any and all violations of the code shall be reported immediately upon discovery by the Fire Inspector to the Building Inspector.
- (d) All places used for public assembly shall be inspected on an annual basis or as necessary under this local law.
- (e) The Fire Inspector shall further inspect annually, or as necessary, any activity or operation for which a permit is issued under this local law or required by the code.
- (f) The Fire Inspector shall inspect all fire damaged structures and report any suspected violations of the code to the Building Inspector.
- (g) An inspection fee of Twenty-five Dollars (\$25.) shall be paid to the Town Clerk by every applicant for a permit required by this local law or code.

(2) Entrance to property.

- (a) Inspection may be made at any reasonable time.
- (b) If entrance to make an inspection is refused or cannot be obtained, the Building Inspector may apply to any court of competent jurisdiction for a warrant to make an inspection.
- (c) In case of emergency, property may be inspected at any time without a warrant and without permission.

D. Rules and regulations.

The Building Inspector of the Town of Lancaster may adopt rules and regulations for the regulation and enforcement of the code, this local law or any other provision of law to be promulgated by the Town Board.

20-4.2 When effective.

This local law shall take effect after filing and publication as required by law.

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and

BE IT FURTHER

RESOLVED, that the Town Clerk of the Town of Lancaster shall:

1. Immediately post a copy of Local Law No. 4 of the Year 1992 on the Town Bulletin Board;
2. Within ten (10) days, publish a certified copy of the Local Law or abstract thereof describing the same in general terms in the Lancaster Bee, hereby declared the official newspaper for this publication;
3. Maintain a file in the Town Clerk's Office on Local Law No. 4 of the Year 1992, with all proofs of publication and posting required for adoption, and
4. File certified copies of Local Law No. 4 of the Year 1992, within twenty (20) days of adoption with:
 - a) Town Clerk's Office
 - b) Three (3) copies with the office of the Secretary of State.

The question of the adoption of the foregoing resolution was duly put to a vote on roll call which resulted as follows:

COUNCILMAN GIZA	VOTED YES
COUNCILMAN KWAK	VOTED YES
COUNCILMAN POKORSKI	VOTED YES
COUNCILMAN VAN NORTWICK	VOTED YES
SUPERVISOR GRECO	VOTED YES

September 8, 1992

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LOCAL NOTICE
NOTICE OF ADOPTION
TOWN OF LANCASTER

PLEASE TAKE NOTICE that there has been adopted by the Town Board of the Town of Lancaster, Erie County, New York, on September 8, 1992, Local Law No. 4 of the Year 1992, entitled "A Local Law to Amend Local Law No. 1 of the Year 1984 - Fire Prevention and Building Code", further designated as Chapter 20 of the Code of the Town of Lancaster, by repealing the existing Section 20-4 in its entirety and enacting a new Section 20-4 in place thereof, which Law is briefly described as follows:


"A Local Law repealing, in its entirety, existing Section 20-4, of Chapter 20, Fire Prevention and Building Code of the Code of the Town of Lancaster, and enacting, a new Section 20-4 in place thereof.

September 8, 1992

STATE OF NEW YORK:
COUNTY OF ERIE : ss:
TOWN OF LANCASTER:

THIS IS TO CERTIFY that I, ROBERT P. THILL, Town Clerk of the Town of Lancaster in the said County of Erie, have compared the foregoing copy of LOCAL LAW NO. 4 OF THE YEAR 1992, with the original thereof filed in my office at Lancaster, New York, on the 8th day of September, 1992, and that the same is a true and correct copy of said original, and of the whole thereof.

IN WITNESS WHEREOF, I have hereunto set my hand and affixed the SEAL of said Town this 8th day of September, 1992.


Robert P. Thill, Town Clerk

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STATUS REPORT ON UNFINISHED BUSINESS:

1. Detention Basin - Milton Drive
On September 3, 1991, the Town Board authorized the Supervisor to enter into an agreement with the Village of Lancaster for this remedial work. On October 7, 1991, the Town Board adopted a \$300,000.00 bond resolution to fund this project.
2. Dumping Permit - Anthony/Carol Batog
On July 20, 1992, this matter was referred to the Town Engineer and Building Inspector for review and recommendation.
3. Dumping Permit - Bella Vista Corp.
On July 22, 1992, this matter was referred to the Town Engineer and Building Inspector for review and recommendation.
4. Dumping Permit - Diamond "D" Construction, Corp.
On May 2, 1991, this matter was referred to the Town Engineer and Building Inspector for review and recommendation.
5. Dumping Permit - L.P.R.C. Unlimited, Inc. - 455 Harris Hill Rd. - (3.64 Acres).
On April 6, 1991, the matter was referred to the Town Engineer and Building Inspector for review and recommendation.

6. Public Improvement Permit Authorization - The Crossings Subdivision, (Giallanza)

TYPE	ISSUED	ACCEPTED	BONDED	DEEDS	BILLS OF SALE
Water Line	Yes	No	No	n/a	No
Pavement and Curbs	Yes	No	No	No	No
Storm Sewers	Yes	No	No	n/a	No
Detention Basin	Yes	No	No	No	n/a
Street Lights	No	No	No	n/a	No
Sidewalks	No	n/a	n/a	n/a	n/a

7. Public Improvement Permit Authorization - Deer Cross Subdivision, Phase I (Donato) Outstanding Items Only.

TYPE	ISSUED	ACCEPTED	BONDED	DEEDS	BILLS OF SALE
Detention Basin	Yes	No	No	No	n/a
Street Lights	No	No	No	n/a	No
Sidewalks	No	n/a	n/a	n/a	n/a

8. Public Improvement Permit Authorization - Deer Cross Subdivision, Phase II (Donato)

TYPE	ISSUED	ACCEPTED	BONDED	DEEDS	BILLS OF SALE
Water Line	Yes	No	No	n/a	Yes
Pavement and Curbs	Yes	No	No	Yes	Yes
Storm Sewers	Yes	No	No	n/a	Yes
Detention Basin	Yes	No	No	No	n/a
Street Lights	No	No	No	n/a	No
Sidewalks	No	n/a	n/a	n/a	n/a

9. Public Improvement Permit Authorization - Foreststream Village Subdivision, Phase I (DiLapo) Outstanding Items Only:

TYPE	ISSUED	ACCEPTED	BONDED	DEEDS	BILLS OF SALE
Floodway Grading	Yes	No	No	No	n/a
Street Lights	Yes	No	No	n/a	No

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10. Public Improvement Permit Authorization - Forestview Village Subdivision, Phase II (DiLapo) Outstanding Items Only:

TYPE	ISSUED	ACCEPTED	BONDED	DEEDS	BILLS OF SALE
Floodway (S. Br.)	Yes	No	No	No	n/a
Street Lights	Yes	No	No	n/a	No

11. Public Improvement Permit Authorization - Forestview Village Subdivision, Phase III (DiLapo) Outstanding Items Only:

TYPE	ISSUED	ACCEPTED	BONDED	DEEDS	BILLS OF SALE
Street Lights	Yes	No	No	n/a	Yes
Sidewalks	No	n/a	n/a	n/a	n/a

12. Public Improvement Permit Authorization - Grafton Park Subdivision (Donato Developers)

TYPE	ISSUED	ACCEPTED	BONDED	DEEDS	BILLS OF SALE
Water Line	Yes	No	No	n/a	No
Pavement and Curbs	Yes	No	No	No	No
Storm Sewers	Yes	No	No	n/a	No
Detention Basin	Yes	No	No	No	n/a
Street Lights	No	No	No	n/a	No
Sidewalks	No	n/a	n/a	n/a	n/a

13. Public Improvement Permit Authorization - Hidden Hollow Subdivision, (Paul M. Dombrowski)

TYPE	ISSUED	ACCEPTED	BONDED	DEEDS	BILLS OF SALE
Pavement and Curbs	Yes	Yes	Yes	No	Yes
Sidewalks	No	n/a	n/a	n/a	n/a

14. Public Improvement Permit Authorization - Hillview Estates Subdivision Phase I (Hillview Development)

TYPE	ISSUED	ACCEPTED	BONDED	DEEDS	BILLS OF SALE
Water Line	Yes	Yes	Yes	n/a	NB-2-
Pavement and Curbs	Yes	Yes	Yes	NB-1-	NB-2-
Storm Sewers	Yes	Yes	Yes	n/a	NB-2-
Detention Basin	Yes	No	No	No	NB-2-
Street Lights	Yes	No	No	n/a	No
Sidewalks	No	n/a	n/a	n/a	n/a

NB-1- Filed but not yet returned.
NB-2- Town Attorney has Bill of Sale.

15. Public Improvement Permit Authorization - Hillview Estates Subdivision Phase II (Hillview Development)

TYPE	ISSUED	ACCEPTED	BONDED	DEEDS	BILLS OF SALE
Water Line	Yes	Yes	No	n/a	No
Pavement and Curbs	Yes	Yes	No	No	No
Storm Sewers	Yes	Yes	No	n/a	No
Detention Basin	No	No	No	No	n/a
Street Lights	No	No	No	n/a	No
Sidewalks	No	n/a	n/a	n/a	n/a

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STATUS REPORT ON UNFINISHED BUSINESS (CONT'D)16. Public Improvement Permit Authorization - Indian Pine Village Subdivision Phase I (Fischione Const., Inc.) Outstanding Items Only:

<u>TYPE</u>	<u>ISSUED</u>	<u>ACCEPTED</u>	<u>BONDED</u>	<u>DEEDS</u>	<u>BILLS OF SALE</u>
Detention Basin	Yes	No	No	No	n/a
Street Lights	Yes	No	No	n/a	No

17. Public Improvement Permit Authorization - Indian Pine Village Subdivision Phase II (Fischione Construction)

<u>TYPE</u>	<u>ISSUED</u>	<u>ACCEPTED</u>	<u>BONDED</u>	<u>DEEDS</u>	<u>BILLS OF SALE</u>
Water Line	Yes	Yes	No	n/a	No
Pavement and Curbs	Yes	Yes	No	No	No
Storm Sewers	Yes	Yes	No	n/a	No
Detention Basin	Yes	No	No	No	n/a
Street Lights	No	No	No	n/a	No
Sidewalks	No	n/a	n/a	n/a	n/a

18. Public Improvement Permit Authorization - Lake Forest Subdivision, Phase I (Dana Warman) Outstanding Items Only:

<u>TYPE</u>	<u>ISSUED</u>	<u>ACCEPTED</u>	<u>BONDED</u>	<u>DEEDS</u>	<u>BILLS OF SALE</u>
Detention Basin	Yes	No	No	No	n/a

19. Public Improvement Permit Authorization - Larkspur Acres Subdivision, (Andrusz & Schmid Dev.) Outstanding Items Only:

<u>TYPE</u>	<u>ISSUED</u>	<u>ACCEPTED</u>	<u>BONDED</u>	<u>DEEDS</u>	<u>BILLS OF SALE</u>
Pavement and Curbs	Yes	Yes	Yes	***	Yes
Detention Basin	Yes	No	No	No	n/a

*** Deed received but not yet filed.

20. Public Improvement Permit Authorization - Liberty Square Subdivision (Dana Warman) Outstanding Items Only:

<u>TYPE</u>	<u>ISSUED</u>	<u>ACCEPTED</u>	<u>BONDED</u>	<u>DEEDS</u>	<u>BILLS OF SALE</u>
Detention Basin	Yes	No	No	No	n/a

21. Public Improvement Permit Authorization - Meadowlands Subdivision (Bosse) Outstanding Items Only:

<u>TYPE</u>	<u>ISSUED</u>	<u>ACCEPTED</u>	<u>BONDED</u>	<u>DEEDS</u>	<u>BILLS OF SALE</u>
Detention Basin	Yes	No	No	No	n/a
Street Lights	Yes	Yes	Yes	n/a	No
Sidewalks	No	n/a	n/a	n/a	n/a

22. Public Improvement Permit Authorization - Pine Tree Farm, Phase I (Josela - East off Aurora Street) Outstanding Items Only:

<u>TYPE</u>	<u>ISSUED</u>	<u>ACCEPTED</u>	<u>BONDED</u>	<u>DEEDS</u>	<u>BILLS OF SALE</u>
Pavement and Curbs	Yes	Yes	Yes	***	Yes
Detention Basin	Yes	No	No	No	n/a

*** Deed received but not yet recorded.

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23. Public Improvement Permit Authorization - Pine Tree Farm, Phase II
(Josela - East off Aurora Street) Outstanding Items Only:

TYPE	ISSUED	ACCEPTED	BONDED	DEEDS	BILLS OF SALE
Pavement and Curbs	Yes	Yes	Yes	No	Yes

24. Public Improvement Permit Authorization - Southpoint Subdivision, Phase I
(Josela) Outstanding Items Only:

TYPE	ISSUED	ACCEPTED	BONDED	DEEDS	BILLS OF SALE
E. Detention Pond	Yes	No	No	No	n/a
W. Detention Pond	Yes	No	No	No	n/a

25. Public Improvement Permit Authorization - Stony Brook, Phase I
(Marrano) Outstanding Items Only:

TYPE	ISSUED	ACCEPTED	BONDED	DEEDS	BILLS OF SALE
Pavement & Curbs	Yes	Yes	Yes	***	Yes
Detention Area 1	Yes	No	No	No	n/a
Detention Area 2	Yes	No	No	No	n/a

*** Deed received but not yet filed.

26. Public Improvement Permit Authorization - Stony Brook, Phase II
(Marrano) Outstanding Items Only:

TYPE	ISSUED	ACCEPTED	BONDED	DEEDS	BILLS OF SALE
Detention Area	Yes	No	No	No	n/a
Street Lights	Yes	Yes	Yes	n/a	Yes

27. Public Improvement Permit Authorization - Stony Brook, Phase III (A)
(Marrano)

TYPE	ISSUED	ACCEPTED	BONDED	DEEDS	BILLS OF SALE
Detention Pond	Yes	No	No	No	n/a
Water Line	Yes	Yes	Yes	n/a	No
Pavement and Curbs	Yes	Yes	Yes	No	No
Storm Sewers	Yes	Yes	Yes	n/a	No
Street Lights	Yes	No	No	n/a	No
Sidewalks	Yes	n/a	n/a	n/a	n/a

28. Public Improvement Permit Authorization - Warnerview Estates, Phase I
(Donato) Outstanding Items Only:

TYPE	ISSUED	ACCEPTED	BONDED	DEEDS	BILLS OF SALE
Detention Basin	Yes	No	No	No	n/a

29. Public Improvement Permit Authorization - Warnerview Estates, Phase II
(Donato)

TYPE	ISSUED	ACCEPTED	BONDED	DEEDS	BILLS OF SALE
Water Line	Yes	Yes	Yes	n/a	No
Pavement and Curbs	Yes	Yes	Yes	Yes	No
Storm Sewers	Yes	Yes	Yes	n/a	No
Detention Basin	n/a	n/a	n/a	n/a	n/a
Street Lights	Yes	No	No	n/a	No
Sidewalks	Yes	n/a	n/a	n/a	n/a

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SUMMARY REPORT ON UNFINISHED BUSINESS (CONT'D)30. Public Improvement Permit Authorization - Willow Ridge Subdivision
(Cimco Bros.) Outstanding Items Only:

TYPE	ISSUED	ACCEPTED	BONDED	DEEDS	BILLS OF SALE
Detention Basin	Yes	No	No	No	n/a

31. Public Improvement Permit Authorization - Windsor Ridge Subdivision
Phase I (M. J. Peterson)

TYPE	ISSUED	ACCEPTED	BONDED	DEEDS	BILLS OF SALE
Water Line	Yes	No	No	n/a	No
Pavement and Curbs	Yes	No	No	No	No
Storm Sewers	Yes	No	No	n/a	No
Detention Basin	Yes	No	No	No	n/a
Street Lights	No	No	No	n/a	No
Sidewalks	No	n/a	n/a	n/a	n/a

32. Public Improvement Permit Authorization - Woodgate Subdivision
Phase II (Josela Enterprises)

TYPE	ISSUED	ACCEPTED	BONDED	DEEDS	BILLS OF SALE
Water Line	Yes	No	No	n/a	No
Pavement and Curbs	Yes	No	No	No	No
Storm Sewers	Yes	No	No	n/a	No
Detention Basin	Yes	No	No	No	n/a
Street Lights	No	No	No	n/a	No
Sidewalks	Yes	n/a	n/a	n/a	n/a

33. Rezoning Petition - Fox Valley Estates

On November 19, 1991, this matter was referred to the Planning Board for review and recommendation. On December 4, 1991 the Planning Board recommended approval of this proposed rezoning. On February 24, 1992, the Municipal Review Committee adopted a Positive SEQR Declaration on this matter.

34. Rezoning Petition - George Stephen

On August 6, 1992, this matter was referred to the Planning Board for review and recommendation. On September 2, 1992, the Planning Board recommended approval of this rezoning petition.

35. State Contract Grant - 40 Clark Street Museum

Application for grant has been filed.

36. Subdivision Approval - Bowen Road Square (Off Bowen Road)

On August 30, 1990, the developer tendered to the Town Clerk a subdivision filing fee of \$1,135.00. On August 1, 1990, the Planning Board approved the preliminary plat for this development subject to three conditions. On January 22, 1991, the Municipal Review Committee tabled their SEQR Review decision pending receipt of additional data from the petitioner.

37. Subdivision Approval - East Brook Estates (Off Bowen Road)

This matter awaits formal filing with the Town Clerk. No engineering review/fee has been received.

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38. Subdivision Approval - Easy Acres (Off Seibert Road)
On June 22, 1992, an application for subdivision sketch plan approval was filed with the Building Inspector and distributed to various reviewers. On July 21, 1992 the Planning Board approved a Sketch Plan for this subdivision. On August 26, 1992, the developer tendered to the Town Clerk an Application for Approval of Subdivision Preliminary Plat along with a filing fee of \$1,615.00. On August 26, 1992, the Building Inspector distributed the preliminary plat plan to various reviewers. On September 2, 1992, the Planning Board approved a preliminary plat plan for this subdivision.
39. Subdivision Approval - Fox Valley Estates (Off Peppermint Road)
On November 22, 1991, an application for subdivision sketch plan approval was filed with the Building Inspector and distributed to various reviewers.
40. Subdivision Approval - Glen Hollow (off William St.)
On January 22, 1992, an application for subdivision sketch plan approval was filed with the Building Inspector and distributed to various reviewers. On February 5, 1992, the Planning Board approved a sketch plan for this subdivision. On March 16, 1992, the Municipal Review Committee adopted a Negative SEQR Declaration. On April 28, 1992, the Building Inspector distributed a revised sketch plan of this subdivision to various reviewers.
41. Subdivision Approval - Golfe Creek Town Homes (formerly Country Club Commons) (Townhouses - Off Broadway West of the Lancaster Country Club)
On July 9, 1990, the Municipal Review Committee adopted a Negative SEQR Declaration on this matter. On October 24, 1990, the Building Inspector transmitted an Application for Sketch Plan Approval to the Planning Board for review. On November 7, 1990, the Planning Board approved the sketch plan for this development. On November 21, 1990, the developer tendered to the Town Clerk an Application for Approval of Subdivision Preliminary Plat Plan along with a filing fee of \$1090.00. On November 28, 1990, the Planning Board approved the Preliminary Plat Plan. On February 1, 1991, the developer filed a final plat with the Building Inspector for review and distribution to the Town Board. On February 11, 1991, the Town Attorney notified the developer that the final plat was not sufficient. On June 17, 1991, the Town Board approved the final plat for this development and authorized the filing of a map cover in the Erie County Clerk's Office. On August 19, 1991, the Town Board approved a name change for this project to Golfe Creek Town Homes and authorized the filing of a map cover in the Erie County Clerk's office under that name. This item remains on the agenda until the map cover is filed.
42. Subdivision Approval - Lake Forest South (Off Lake Avenue)
On March 19, 1991, the Town Board approved the final plat for this subdivision and authorized the filing of a map cover in the Erie County Clerk's Office. On August 24, 1992 the Town Clerk was notified that this plat was filed in the Erie County Clerk's Office on July 29, 1991 under Map Cover No. 2600. This item will be removed from future Town Board agendas.
43. Subdivision Approval - Parkedge (Off William Street)
On October 18, 1989, the Planning Board approved the sketch plan for this project. On March 6, 1991, an application for preliminary plat approval was filed with the Town Clerk and referred to the Building Inspector for distribution to various reviewers. On March 6, 1991, a \$1285.00 subdivision filing fee was received by the Town Clerk. On May 6, 1991, the SEQR Municipal Review Committee adopted a negative declaration.

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STATUS REPORT ON UNFINISHED BUSINESS (CONT'D)44. Subdivision Approval - Scinta (4 lots Erie Street)

On July 31, 1992, the developer tendered to the Town Clerk an Application for Preliminary Plat Plan Approval along with a filing fee of \$400.00. On August 1, 1992 the Building Inspector distributed the Preliminary Plat Plan to various reviewers. On September 2, 1992, the Planning Board approved a preliminary plat plan for this subdivision.

45. Subdivision Approval - Stony Brook, Phase IV (South Side of Pleasant View Drive)

On March 16, 1992, an application for subdivision sketch plan approval was filed with the Building Inspector and distributed to various reviewers. On April 1, 1992, the Planning Board approved the sketch plan.

46. Subdivision Approval - Towne Square Townhouses (Broadway east of Bowen)

This project was in the process of approval prior to adoption of the current zoning ordinance and is therefore a grandfathered project. On July 9, 1990, the Municipal Review Committee adopted a SEQR Negative Declaration on this project. On January 16, 1991, the Planning Board recommended approval of the project subject to the Town Board's resolution of three Planning Board concerns. On June 17, 1991, the Town Board approved the final plat for this development and authorized the filing of a map cover in the Erie County Clerk's office. On February 24, 1992 the Town Board re-approved the filing of a map cover. This item remains on the agenda until map cover is filed.

47. Subdivision Approval - Thruway Industrial Park (Off Gunville Rd.)

On October 4, 1989, the Planning Board approved the site plan for this subdivision. On October 13, 1989, the developer tendered to the Town Clerk a subdivision filing fee of \$415.00. On August 6, 1990, the Town Board adopted a SEQR negative declaration on this matter.

48. Subdivision Approval - Walnut Creek (Off Aurora Street)

On April 28, 1992, an application for subdivision sketch plan approval was filed with the Building Inspector and distributed to various reviewers.

PERSONS ADDRESSING THE TOWN BOARD:

The following persons spoke to the Town Board relative to obnoxious odors emanating from the premises of the Burkhardt Garden Center, 5960 Broadway. The odors are due to composting operations on the premises:

Timothy Krieb
11 Cemetery Road

Charles Harrigan
12 Cemetery Road

Ida Debbins
5924 Broadway

Jim Szaglione
5979 Broadway

The Supervisor, Engineer, Mr. Burkhardt and the DEC will meet on Wednesday, September 9, 1992 to discuss this matter.

The following persons spoke to the Town Board about enactment of hunting restrictions within the Town of Lancaster:

In Favor:

Judy Flurry
280 Westwood Road

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PERSONS ADDRESSING THE TOWN BOARD CONT'D.:

Opposed:

Richard Milewski
5237 William Street

Harold Wolf
526 Pleasant View Drive

John Rohe
18 Division Street

Elliott Wilt
648 Ransom Road

Phyllis Hunter, 2 Grace Way, presented to the Town Board a petition containing 300 signatures requesting that hunting not be restricted within the Town of Lancaster.

The Supervisor informed those present that he intends to form a Ad Hoc Committee to review this matter and anyone interested in serving on this committee should give their name to his secretary.

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COMMUNICATIONSDISPOSITION

563. NYS Dept. of Labor to Supervisor - Notice of issuance of explosives magazine certificate to Lancaster Stone Products Corp.	<u>R & F</u>
564. David Lechner to Planning Board Chair. - Comments re: George Stephen proposed rezone petition.	<u>PLANNING COMMITTEE</u> <u>TOWN ATTORNEY</u>
565. Receiver of Taxes to Town Board - Request permission to hire temporary part-time employee.	<u>FINANCE DIRECTOR</u>
566. Planning Consultant to Planning Board Chair. - Comments re: George Stephen proposed rezone petition and comments re: notification of property owners within 200 feet of proposed change.	<u>TOWN ATTORNEY</u> <u>TOWN CLERK</u>
567. Planning Consultant to Town Clerk - Comments and suggestions re: notification of residents for rezone requests.	<u>R & F</u>
568. Planning Consultant to Planning Board Chair. - Recommend Planning Board approve preliminary plat plan of Ron Scinta Subdivision.	<u>PLANNING COMMITTEE</u> <u>BUILDING INSPECTOR</u>
569. Youth Bureau Ex. Dir. to Town Clerk - Notification of Patricia Blackett as Chairman of the Youth Board.	<u>R & F</u>
570. Dept. of the Army, Corps of Engineers, to Forbes Homes Inc. - Comments and suggestions re: proposed subdivision located on Pleasant View Dr.	<u>TOWN ENGINEER</u> <u>BUILDING INSPECTOR</u>
571. LVAC President to Supervisor - Names of officials to contact if situation arises for period 8/29-9/7/92.	<u>R & F</u>
572. Town Justices to Supervisor - Request additional funds from 1992 Budget.	<u>R & F</u>
573. Town Justices to Supervisor - Response to letter explaining needs for additional funds.	<u>R & F</u>
574. LVAC President to Various Officials - Explanation of application process of members.	<u>PUBLIC SAFETY</u>
575. Donald Gallo, P.C. to Councilman Giza - Comments and suggestions re: Psychiatric Center Project.	<u>R & F</u>
576. Deloitte & Touche to Dir. of Finance and Adm. - Comments and directives re: audit.	<u>R & F</u>
577. Lancaster Lions Club to Town Board - Offer of flag pole at new Senior Citizens Center.	<u>AD HOC COMMITTEE ON</u> <u>SENIOR CENTER</u>
578. Millgrove V.F.D. to Supervisor - Letter of thanks to all officials involved in loan purchase for new fire truck.	<u>R & F</u>
579. Town Engineer to Town Board - Request acceptance of pavement and curbs, water line and storm sewers within Hillview Estates Subdivision, Phase II.	<u>R & F</u>
580. Town Engineer to Town Board - Request acceptance of pavement and curbs, water line and storm sewers within Grafton Park Subdivision.	<u>PLANNING COMMITTEE</u> <u>TOWN ENGINEER</u>

COMMUNICATIONSDISPOSITION

581. Josela Enterprises/Donato Developers to Town Clerk -	PLANNING COMMITTEE TOWN ATTORNEY
Written consent to conditions of resolution re: approved rezone petition.	
582. Town Clerk to Zoning Board Members, Building Inspector and Town Attorney -	R & F
Transmittal of variance petitions for meeting of 9/10/92.	
583. Assessor to Department Heads and Town Board -	R & F
Offer of printing services and summary lists.	
584. Lancaster Amateur Radio Club to Town Attorney -	R & F
Request amendment to lease agreement re: site change of leased space.	
585. Town Clerk to Supervisor -	R & F
Monthly report for August 1992.	
586. County DE&P to Supervisor -	R & F
Draft intermunicipal agreement - Erie County Sewer Dist. No. 4, Town Sewer Dist. No. 6.	
587. Recreation Asst. Dir. to Town Board -	R & F
Requests extension of seasonal worker for fall.	
588. County Finance Dept. to Tax Receiver -	R & F
Verification of 1992 tax settlement with County	
589. Donald Gallo, Consulting Eng. to Councilman Kwak -	R & F
Recommendation of Tennis Court Lighting Bid.	
590. Planning Board Minutes of meeting held 9/2/92.	R & F
591. Planning Board Chairman to Town Board -	PLANNING COMMITTEE
Recommend approval of site plan for minor subdivision - Erie St.	
592. Planning Board to Town Board -	R & F
Recommend approval of site plan for Lancaster Small Animal Hospital.	
593. Planning Board to Town Board -	PLANNING COMMITTEE TOWN ATTORNEY
Recommend approval of site plan for Advanced Thermal.	
594. Planning Board to Town Board -	PLANNING COMMITTEE TOWN ATTORNEY
Recommend approval of George Stephens rezone petition.	
595. Planning Board to Burke Realty -	PUBLIC SAFETY
Comments re: Easy Acres - preliminary plat.	
596. Police Chief to Town Board -	PUBLIC SAFETY
Transmittal of response from County Dep. Comm. of Highways relative to inquiry on condition of Cemetery Rd.	
597. Police Chief to Councilman Van Nortwick -	PUBLIC SAFETY
Recommendations re: speed limit on Westwood Rd.	
598. ECDEP to Supervisor -	TOWN ATTORNEY
Results of SEQR review of Easy Acres Subdivision.	
599. Lancaster School Supt. to Supervisor -	R & F
Request cooperation and support re: completion of parking lot project at high school.	
600. Youth Bureau Ex. Dir. to Supervisor -	R & F
Request re-appointment of Pamela Reinig to temporary position of Program Leader.	

32X1

ADJOURNMENT:

ON MOTION OF COUNCILMAN KRAK, AND SECONDED BY THE ENTIRE TOWN BOARD AND
CARRIED, the meeting was adjourned at 9:45 P.M. out of respect to:

Signed Robert P. Thill

Robert P. Thill, Town Clerk